



Department of City Planning | 1 Exchange Plaza, Suite 300 | Raleigh, NC 27601 | 919-996-2626

Requested Interpretation		Case Number
<p>We request confirmation that the applicability for Tree Conservation Area is based only upon the size of a land parcel/tract as described in UDO Section 9.1.2, where land parcels/tracts less than two (2) acres are not subject to the ordinance.</p>		UI-09-17
<p>Site Address/PIN: Not Applicable. This request is of general interest based upon inquiries from several interested land owners and consultants.</p>		
Date Submitted: 6-16-2017	Date Issued: 6-19-2017	Code Sections 9.1.2

STAFF ANALYSIS

Section 9.1.2 of the UDO specifically states that to approve a subdivision or site plan of a tract of land that is greater than 2 acres in size it must have a tree conservation areas (TCA) and be provided in accordance with the requirements of the UDO. Therefore, if the tract is less than 2 acres in size there is not a TCA requirement. If the site area is greater than 2 acres (i.e. a project covers multiple tracts of land the entire site is greater than 2 acres) then TCA is required and the required area is specified on the Table in 9.1.3.A of the UDO.

STAFF INTERPRETATION

Therefore, staff concludes that a tract of land which is not greater than 2-acres is not required to provide a TCA.

SIGNATORY



Gary D. Mitchell, Planning and Zoning Administrator